

CHIEF JUDGE RICARDO S. MARTINEZ

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)	No. CR18-057RSM
)	
Plaintiff,)	
)	ORDER GRANTING MOTION TO
v.)	CONTINUE TRIAL AND
)	PRETRIAL MOTIONS DATES
JOSSHOA PEREZ RIVAS,)	
)	
Defendant.)	

THIS MATTER having come before the Court on the defendant's motion for a continuance of the trial and the pretrial motions due date, and the Court having considered the facts set forth in the motion, the speedy trial waiver executed by defendant, and the records and files herein, the Court finds as follows:

The Court finds that the ends of justice will be served by ordering a continuance in this case, that a continuance is necessary to ensure adequate time for effective case preparation, and that these factors outweigh the best interests of the public and defendant in a speedy trial.

1. A failure to grant the continuance would deny defense counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence, within the meaning of 18 U.S.C. § 3161(h)(7)(B)(iv). In addition, the failure to grant a continuance in the proceeding would be likely to result in a miscarriage of justice, within the meaning of 18 U.S.C. § 3161(h)(7)(B)(i).

2. The ends of justice will be served by ordering a continuance in this case, as a continuance is necessary to ensure adequate time for the defense to effectively prepare

1 for trial. All of these factors outweigh the best interests of the public and defendant in
2 a more speedy trial, within the meaning of 18 U.S.C. § 3161(h)(7).

3 IT IS THEREFORE ORDERED that the trial date shall be continued from
4 June 24, 2019, to September 30, 2019, and pretrial motions are to be filed no later
5 than July 30, 2019.

6 IT IS FURTHER ORDERED that the resulting period of delay from the date of
7 this order to the new trial date is hereby excluded for speedy trial purposes under 18
8 U.S.C. § 3161(h)(7)(A) and (h)(7)(B)(iv).

9 IT IS SO ORDERED.

10 Dated this 22nd day of May, 2019.

11
12 

13 RICARDO S. MARTINEZ
14 UNITED STATES DISTRICT JUDGE
15
16
17
18

19 Presented by,

20
21 s/ *Chloe Akers*
22 Assistant Federal Public Defender
23 Attorney for Josshea Perez Rivas
24
25
26